

Jeffrey E. Ostrow (CSB No. 213118)
SIMPSON THACHER & BARTLETT LLP
3330 Hillview Avenue
Palo Alto, California 94304
Telephone: (650) 251-5000
Facsimile: (650) 251-5002

Henry B. Gutman (admitted *pro hac vice*)
Jeremy S. Pitcock (admitted *pro hac vice*)
SIMPSON THACHER & BARTLETT LLP
425 Lexington Avenue
New York, New York 10017
Telephone: (212) 455-2000
Facsimile: (212) 455-2502

Attorneys for Plaintiff/Counterdefendant
3COM CORPORATION

David M. Barkan (CSB No. 160825/barkan@fr.com)
FISH & RICHARDSON P.C.
500 Arguello St., Suite 500
Redwood City, CA 94063
Telephone: (650) 839-5070
Facsimile: (650) 839-5071

Joseph V. Colaianni (admitted *pro hac vice*/colaianni@fr.com)
Ralph A. Phillips (admitted *pro hac vice*/phillips@fr.com)
FISH & RICHARDSON P.C.
1425 K Street, N.W., Suite 1100
Washington D.C., 20005
Telephone: (202) 783-5070
Facsimile: (202) 783-2331

Attorneys for Defendant/Counterplaintiff
D-LINK SYSTEMS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

3COM CORPORATION,

Plaintiff/Counterdefendant,

v.

D-LINK SYSTEMS INC.,

Defendant/Counterplaintiff

Case No. Cv-05-00098-VRW

**STIPULATION AND [PROPOSED]
ORDER AMENDING CLAIM
CONSTRUCTION SCHEDULE**

1 The parties to the above-entitled action, Plaintiff/Counterdefendant 3Com Corporation
2 (“3Com”) and Defendant/Counterplaintiff D-Link Systems Inc. (“D-Link”), stipulate and agree, by
3 and through their respective counsel, subject to the Court’s approval, as follows:

4 1. The Scheduling Order of December 13, 2005 is amended with respect to claim
5 construction briefing and the claim construction hearing as follows:

- 6 • March 10, 2006 – 3Com files Opening Brief on Claim Construction pursuant to
7 Pat. L.R. 4-5.
- 8 • March 24, 2006 – D-Link files Responsive Brief on Claim Construction pursuant to
9 Pat. L.R. 4-5.
- 10 • March 31, 2006 – 3Com files Reply Brief on Claim Construction pursuant to Pat.
11 L.R. 4-5.
- 12 • April 14, 2006 – Claim Construction Hearing Pursuant to Pat. L.R. 4-6.

13 2. The standard page limits for Claim Construction briefs set forth in the Court’s
14 Standing Order 3.1 shall apply. However, in the event 3Com elects to file a consolidated Opening
15 Brief and/or Reply Brief for both this action and the related action at Case No. Cv-03-2177-VRW,
16 the parties respectfully request that page limits for 3Com’s Claim Construction briefs be combined
17 with those in the related action.

18 Respectfully Submitted,

19 Dated: March 8, 2006

SIMPSON THACHER & BARTLETT LLP
3330 Hillview Avenue
Palo Alto, CA 94304
Telephone: (650) 251-5000
Facsimile: (650) 251-5002

425 Lexington Avenue
New York, NY 10017
Telephone: (212) 455-2000
Facsimile: (212) 455-2502

26 By: /s/ Henry B. Gutman

Henry B. Gutman (admitted *pro hac vice*)

Attorneys for Plaintiff/Counterdefendant
3Com Corporation

Dated: March 8, 2006

FISH & RICHARDSON P.C.
500 Arguello St., Suite 500
Redwood City, CA 94063
Telephone: (650) 839-5070
Facsimile: (650) 839-5071

1425 K Street, NW, Suite 1100
Washington, DC 20005
Telephone: (202) 783-5070
Facsimile: (202) 783-2331

By: /s/ David M. Barkan
David M. Barkan (CSB No. 160825)

Attorneys for Defendant/Counterplaintiff
D-Link Systems, Inc.

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from David M. Barkan.

Dated: March 8, 2006

SIMPSON THACHER & BARTLETT LLP

By: /s/ Henry B. Gutman
Henry B. Gutman (admitted *pro hac vice*)

Attorneys for Plaintiff/Counterdefendant
3Com Corporation

IT IS SO ORDERED.

Dated: March 10, 2006

~~PROPOSED~~ ORDER

Vaughn R. Walker
Chief United States District Judge

